

**TOWNSHIP OF BERKELEY HEIGHTS  
UNION COUNTY, NEW JERSEY  
COUNCIL MEETING HELD NOVEMBER 3, 2014**

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**CALL TO ORDER**

At 7:04 p.m. Mayor Bruno called the meeting to order and stated that adequate notice of this meeting has been provided by posting the same on the bulletin board of Town Hall and forwarding a copy to the Courier News and Star Ledger at least forty-eight hours prior to the meeting, all in accordance with the Open Public Meetings Act. This meeting will not go substantially past 10:30 p.m.

**ROLL CALL**

Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore, Mrs. Kingsley and Mayor Bruno answered present. Also present was Township Attorney Joseph Sordillo and Township Clerk Ana Minkoff.

**FLAG SALUTE**

Mayor Bruno asked everyone present to stand as he led the Flag Salute.

**CONFERENCE SESSION – Land Transfer Discussion**

Mr. Hall spoke about the land transfer hearings. He said a fifth hearing will be held in Town Hall on November 10<sup>th</sup>. Mr. Hall said the intent of that hearing is to try to bring the information presented in the four previous hearings together. He said a lot of information was presented at these hearings. Mr. Hall continued to talk about the land transfer hearings and the information that was presented. Mr. Hall said if the residents have any questions or concerns that they would like to present during that hearing they should email their questions to him. He said he will make sure those issues are addressed during the hearing.

A discussion continued.

Mayor Bruno opened this portion of the meeting to the public for any comments or questions regarding the land transfer.

Jeff Germansky of 30 Lawrence Drive said we need a new municipal complex and we need a new library. He said in comparing option 1 and option 2 the library was only included in one of those options. He said it is difficult to do a comparison.

A lengthy discussion continued. Mayor Bruno and The Township Council members responded to Mr. Germansky's questions.

There were no more residents that requested to speak, Mayor Bruno closed the public comment session.

**TOWNSHIP COUNCIL REPORTS**

Mr. Delia spoke about the flashing light at Mountain Park School that is not working. Mr. Delia also spoke about some roads needing repairs and he went on to give details. Mr. Delia reported the Environmental Commission was supposed to have a meeting on the Pilgrim Pipeline in November but it is now postponed until the beginning of January.

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A lengthy discussion continued on the meeting for the Pilgrim Pipeline.

Mayor Bruno asked Township Clerk, Ana Minkoff to contact Amy Wagner from the County of Union and find out which towns from Union County were invited to the meeting on the Pilgrim Pipeline.

Mr. Hall gave an update on the removal of the dead trees in the right-of-way. He explained the process that was followed to remove these trees. Mr. Hall also gave an update on the Passaic River clean-up project. He went on to explain further the process that has been followed on the Passaic River clean-up.

A discussion continued on the Passaic River clean-up project.

Mr. Pirone had nothing to report.

Mr. Woodruff reported a committee has been formed for the restoration of Memorial Park across the street. He said the entire area of the park will be addressed. Mr. Woodruff spoke about the funding for this project. Mr. Woodruff said there will be a meeting on this project on Thursday.

A discussion continued.

Mr. Pastore reported he attended an OEM meeting and there was information on the Ebola issues. He said it is nice to know that our emergency personnel are trained for these situations.

Mrs. Kingsley said she noticed there are a lot of storm drains in town blocked with leaves. She urged the residents to clean the storm drains because this just adds to the flooding problems when we have storms. Mrs. Kingsley also reminded Mr. Bocchino that the Christmas Wreaths needed to be put up on the utility poles for December 1<sup>st</sup>. Mrs. Kingsley also spoke about the blue lights at the Chase Bank.

Mayor Bruno reminded everyone that Tuesday, November 11<sup>th</sup> is Veterans Day and there is a ceremony at the VFW. Mayor Bruno reported the flashing stop sign was installed today and he thanked the DPW. Mayor Bruno also reported the CVS lawsuit has been settled and construction will begin in the spring on the new CVS. Mayor Bruno said on November 10<sup>th</sup> he was invited to attend a meeting on transportation issues in Union County with Senator Kean and James Fox in Trenton.

John Bussiculo, Township Administrator had nothing to report.

Moved by Mr. Pirone that the Township Council Reports be accepted and approved, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

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**APPROVAL OF MINUTES**

Moved by Mr. Pastore to accept and approve the following Township Council minutes, seconded by Mr. Woodruff and upon roll call vote:

**Public Meeting – October 7, 2014**  
**Public Meeting – October 21, 2014**

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**HEARING ON AGENDA ITEMS ONLY**

Moved by Mr. Pirone to open the Hearing on the Agenda Items Only, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

Hearing no voices, moved by Mr. Pirone to close the Hearing on the Agenda Items Only, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**NEW BUSINESS- RESOLUTIONS**

**OFFICIAL ACTION WILL BE TAKEN ON THE FOLLOWING:**

**RESOLUTIONS**

**Mr. Delia introduced the following resolution:**

1. Resolution approving Bill List dated November 3, 2014 in the amount of \$217,602.44.

Moved by Mr. Delia to approve resolution #1, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

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**Mr. Hall introduced the following resolution:**

2. Resolution authorizing a contract with McGrath Municipal Equipment, P.O. Box 422, Springfield, NJ 07081, in the amount of \$32,173.00, for a Four-Ton Asphalt Hot Patcher Recycling Dump Trailer.

Moved by Mr. Hall to approve resolution #2, seconded by Mr. Pastore and carried.

Mr. Delia feels that we should use the lowest bidder for this bid.

Mr. Bocchino explained there were a few major differences the lowest bidder could not provide for this bid and he went on to explain in detail what they were.

Upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**Mrs. Kingsley introduced the following resolution:**

3. Resolution approving the Collective Bargaining Agreement with the Teamsters Local Union #469 for the Office Workers Unit for the period January 1, 2014 to December 31, 2017.

Moved by Mrs. Kingsley to approve resolution #3, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**Mr. Woodruff introduced the following resolution:**

4. Resolution authorizing the transfer of the Plenary Retail Consumption License from Tokash Enterprises Inc. to Giovanni's Bistro, LLC.

Moved by Mr. Woodruff to approve resolution #4, seconded by Mr. Pirone and carried.

Mr. Woodruff said he spoke to Mr. Tokash because the restaurant has been closed for a few months. He said it is opening up under a new name and as a BYOB for a while. Mr. Woodruff explained further.

Upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

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**CONSENT AGENDA**

All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

**Mr. Pastore introduced the following resolution:**

**(5)**

- a. Resolution authorizing a blue light permit to Ilene Weber, 40 Branko Road, Berkeley Heights, NJ for the Berkeley Heights Rescue Squad.

Moved by Mr. Pastore to approve Consent Agenda resolution #5a, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**CITIZENS HEARING**

Moved by Mrs. Kingsley to open the Citizens Hearing, seconded by Mr. Woodruff and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

Camille Aragona of 56 Chaucer Drive asked why the DVD for the last land transfer meeting has not been received by the library yet. She asked when it will be available.

Ana Minkoff, Township Clerk said she has the DVD in her office for the library.

Mrs. Aragona asked if any members of the Council or the Mayor has been approached by Connell Rice for plans for transit village.

There was a discussion. Mayor Bruno responded to Mrs. Aragona in 2006 when Angie Devanney was Administrator it was a conceptual idea. It never went anywhere and was never formally introduced to the Council. There was no action taken.

Mr. Woodruff added it is a firm rule that the Council does not talk to developers. If they are approached by a developer, the developer is advised to contact the town planner.

Gerald Kuzmik of Eaton Court said the Township was advised approximately three months ago about the storm sewers that are caving in on the corner of Forest Avenue and Eaton Court. He asked what the progress is of those repairs.

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Bob Bocchino, Township Engineer responded they are working on them. He added they have a long list of the streets in need of repair and they are addressing them as quickly as possible.

Mr. Woodruff asked Bob Bocchino to check the list and advise the resident where he stands for repairs on his road.

A discussion continued on the storm sewer repairs in town.

Hearing no voices, moved by Mrs. Kingsley to close the Citizens Hearing, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**ADJOURNMENT**

Moved by Mr. Woodruff to adjourn, seconded by Mrs. Kingsley and upon roll call vote:  
**(8:09 p.m.)**

Ayes: Mr. Delia, Mr. Hall, Mr. Pirone, Mr. Woodruff, Mr. Pastore and Mrs. Kingsley  
Nays: None  
Abstain: None  
Absent: None

**Approved: November 17, 2014**